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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/672,040	09/26/2003	Joseph Hubertus Olijve	0807620.0106	7204
545	7590	03/20/2007	EXAMINER	
ROGER PITT KIRKPATRICK & LOCKHART PRESTON GATES ELLIS LLP 599 LEXINGTON AVENUE 33RD FLOOR NEW YORK, NY 10022-6030			ROGERS, JAMES WILLIAM	
ART UNIT		PAPER NUMBER		
1618				
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Please find below and/or attached an Office communication concerning this application or proceeding.

Response to Rule 312 Communication	Application No.	Applicant(s)
	10/672,040	OLIJVE ET AL.
	Examiner James W. Rogers, Ph.D.	Art Unit 1618

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

1. The amendment filed on 20 February 2007 under 37 CFR 1.312 has been considered, and has been:

- a) entered.
- b) entered as directed to matters of form not affecting the scope of the invention.
- c) disapproved because the amendment was filed after the payment of the issue fee.
Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue.
- d) disapproved. See explanation below.
- e) entered in part. See explanation below.

Claim 42 is misidentified as a new claim when it was fact previously presented. Claims 50-53, which correspond to previously presented claims 24, 26, 41 and 43 are denied because these are cancelled claims. Rejoinder is for withdrawn claims, not cancelled claims. Further, new claims 52 and 53 are product-by-process claims which may require a further consideration.



MICHAEL G. HARTLEY
SUPERVISORY PATENT EXAMINER